

IN THE MATTER OF THE * BEFORE THE ALCOHOLIC
APPLICATION OF HETAL PATEL, *
VIPUL PATEL, AND ASHA SHAH, ON * BEVERAGE HEARING BOARD
BEHALF OF SHREE OM, LLC, t/a *
NORMANDY WINE & SPIRITS SHOP, * FOR
FOR A CHANGE OF LOCATION FOR *
A CLASS A-1 BEER, WINE, AND * HOWARD COUNTY, MARYLAND
LIQUOR 7-DAY OFF-SALE LICENSE *

DECISION AND ORDER

The Board of License Commissioners for Howard County, Maryland (the “Liquor Board”), pursuant to Rule 1.02(A) of the Liquor Board Rules and Regulations, has delegated the authority to hear and decide cases to the Alcoholic Beverage Hearing Board for Howard County, Maryland (the “Hearing Board”).

On September 9, 2014, the Hearing Board heard the application of Hetal Patel, Vipul Patel, and Asha Shah, (“Applicants”), on behalf of Shree OM, LLC, t/a Normandy Wine & Spirits Shop (“Shree OM, LLC”), for a change of location of the Class A-1 Beer, Wine and Liquor 7-day off-sale license for a 4,130 square foot package goods store located at 8450 Baltimore National Pike, Ellicott City, Maryland 21043, to a 4,153 square foot package goods store located at 8492 Baltimore National Pike, Suites 100, 101, 102 and 103, Ellicott City, Maryland 21043. The hearing was properly advertised pursuant to Article 2B of the Annotated Code of Maryland. The Applicants were not represented by an attorney. There were no Protestants who appeared in opposition to the application.

All the documents on file were incorporated into the record by reference. These include the following: the application; a copy of the floor plan; the background questionnaires from the Applicants, copies of the Applicants’ Certificates of Naturalization and Maryland driver’s licenses for the Applicants; a memorandum dated July 25, 2014, from the Liquor Board to the Alcoholic Beverage Inspector, the Department of Inspections, Licenses and Permits, the Bureau of Environmental Health, and the Department of Planning and Zoning; the report of the background investigation of the Applicants by the Alcoholic Beverage Inspector dated August 18, 2014; a letter dated May 29, 2013 and April 28, 2014, to the Applicants from the Howard

County Police Foundation, thanking them for their donation; a memorandum dated August 28, 2014, from the Department of Planning and Zoning; a letter dated July 25, 2014, to the Department of Finance; a letter dated July 30, 2014, from the Department of Finance; a letter dated July 24, 2014, to the Comptroller of Maryland; a letter dated August 4, 2014, from the Comptroller of Maryland; a fax transmission to the Applicant enclosing a letter dated July 25, 2014, with notification of the hearing date and the necessity to advertise; an email dated July 30, 2014, from the Alcoholic Beverage Inspector stating the premises had been posted; the certification of advertisement from the Howard County Times and the Baltimore Sun.

SUMMARY OF TESTIMONY

Vipul Patel, President and 36% shareholder of Shree OM, LLC, was sworn and testified that they are applying for a change of location at the request of their landlord, and that they would be moving to another location within the same shopping center complex where they are currently located. Mr. Patel testified that the store would remain the same, regarding inventory, employees, hours, and square footage. Mr. Patel testified that they have been at the current location for 8 years, and that they had one violation in 2009, which was selling alcoholic beverages to an underage person.

Hetal Patel, Vice President and 10% shareholder of Shree OM, LLC, was sworn and testified that he has lived in Howard County for more than two years, is a registered voter and is alcohol awareness certified. Mr. Patel testified that he understands his responsibility as a resident agent.

Based on the evidence presented at the hearing, the Hearing Board makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. The Hearing Board finds that Hetal Patel, Vipul Patel, and Asha Shah on behalf of Shree OM, LLC, t/a Normandy Wine & Spirits Shop, have applied for a change of location of the Class A-1 Beer, Wine and Liquor 7-day off-sale license for a 4,130 square foot package goods store located at 8450 Baltimore National Pike, Ellicott City, Maryland 21043, to a 4,153 square foot package goods store located at 8492 Baltimore National Pike, Suite 100, 101, 102 and 103, Ellicott City, Maryland 21043.

2. The Hearing Board finds that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board finds that Hetal Patel has been a Howard County resident for more than two years, is a registered voter, and a 10% shareholder of Shree OM, LLC.

4. The Hearing Board finds that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board finds that the granting of this application will not unduly disturb the peace and safety of the residents in the neighborhood.

CONCLUSIONS OF LAW

1. The Hearing Board concludes that Hetal Patel, Vipul Patel, and Asha Shah on behalf of Shree OM, LLC, t/a Normandy Wine & Spirits Shop, have applied for a change of location of the Class A-1 Beer, Wine and Liquor 7-day off-sale license for a 4,130 square foot package goods store located at 8450 Baltimore National Pike, Ellicott City, Maryland 21043, to a 4,153 square foot package goods store located at 8492 Baltimore National Pike, Suite 100, 101, 102 and 103, Ellicott City, Maryland 21043.

2. The Hearing Board concludes that the Applicants are fit and proper persons to hold an alcoholic beverage license.

3. The Hearing Board concludes that Hetal Patel meets the requirements of Rules 1.09(T), 1.09(U), 2.06, and 2.10 of the Liquor Board Rules and Regulations concerning resident agent qualifications.

4. The Hearing Board concludes that the granting of the application is necessary for the accommodation of the public.

5. The Hearing Board concludes that the granting of the application will not unduly disturb the peace and safety of the residents in the neighborhood.

ORDER

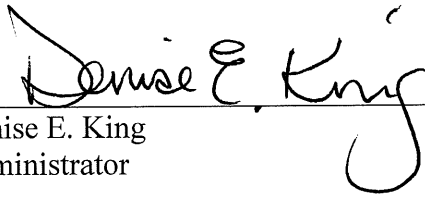
For the foregoing reasons, it is this 14th day of October, 2014, by the Alcoholic Beverage Hearing Board of Howard County, Maryland **ORDERED** that the application of Hetal Patel, Vipul Patel, and Asha Shah on behalf of Shree OM, LLC, t/a Normandy Wine & Spirits Shop, for a change of location of the Class A-1 Beer, Wine and Liquor 7-day off-sale license for a 4,130 square foot package goods store located at 8450 Baltimore National Pike, Ellicott City, Maryland 21043, to a 4,153 square foot package goods

store located at 8492 Baltimore National Pike, Suite 100, 101, 102 and 103, Ellicott City, Maryland 21043, be and the same is hereby **GRANTED** subject to the following conditions:

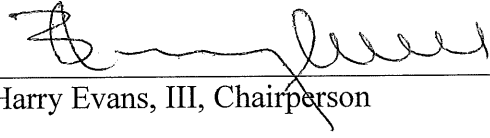
1. That this **PROPOSED DECISION AND ORDER** shall become final when the Applicants obtain the license and comply with the following conditions:
 - a. That the Applicants comply with all State and County rules and regulations; and
 - b. Failure to comply with these conditions and obtain the license by December 1, 2014, shall render this Proposed Decision and Order null and void.

ATTEST:

**ALCOHOLIC BEVERAGE HEARING
BOARD OF HOWARD COUNTY,
MARYLAND**



Denise E. King
Administrator

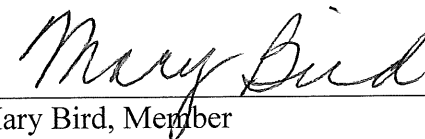


Harry Evans, III, Chairperson

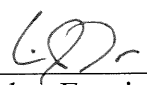


Charles C. Feaga, Vice-Chairperson

REVIEWED BY HOWARD COUNTY
OFFICE OF LAW
MARGARET ANN NOLAN
COUNTY SOLICITOR



Mary Bird, Member



Lewis Taylor, Esquire
Assistant County Solicitor

William Neault, Member



Charley C. Sung, Member